

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

HOUSE BILL 2151

AN ACT

AMENDING SECTION 49-173, ARIZONA REVISED STATUTES; RELATING TO THE ENVIRONMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 49-173, Arizona Revised Statutes, is amended to
3 read:
4 49-173. Application requirements
5 A. Each application to participate in a voluntary remediation program
6 shall contain the following information:
7 1. The name and address of the person filing the application and the
8 nature of the relationship of the person to the site, if any.
9 2. A description of the location and boundaries of the site or portion
10 of a site that is the subject of the remediation.
11 3. A description of characterization performed at the site or portion
12 of the site, if known.
13 4. A general description of the work to be performed or already
14 performed by the applicant. The application shall state whether the
15 applicant is requesting ~~one or more~~ EITHER OR BOTH of the following:
16 (a) Approval of remedial actions to be performed.
17 (b) Approval of remedial actions already performed.
18 5. A list of the actions of the director to compel remediation that
19 the applicant proposes to be suspended by the approval.
20 6. Information to confirm that the work to be performed or already
21 performed is eligible pursuant to section 49-172.
22 7. The fee required pursuant to section 49-179, subsection A.
23 8. An agreement in which the applicant agrees:
24 (a) To grant access to the site or portion of a site to the department
25 at reasonable times to verify that the work is being performed in accordance
26 with the work plan approved pursuant to section 49-177 or has been performed
27 in accordance with the report submitted pursuant to section 49-181.
28 (b) To reimburse the department for the department's costs, pursuant
29 to section 49-179 for review of, action on, and oversight of the work plan
30 pursuant to ~~section~~ SECTIONS 49-175 and 49-177 or the report pursuant to
31 section 49-181.
32 (c) To carry out the tasks described in the work plan pursuant to
33 section 49-175 in accordance with the schedule provided in the work plan, or
34 to submit a report pursuant to section 49-181.
35 (d) To meet and confer with the department regarding the progress of
36 the tasks performed in accordance with the work plan approved pursuant to
37 section 49-177, if applicable.
38 (e) To submit an advance deposit to be applied against the
39 department's reimbursable costs pursuant to section 49-179 for review of,
40 action on, and oversight of the work plan submitted pursuant to section
41 49-175 or the report submitted pursuant to section 49-181.